

MINUTES OF REGULAR MEETING July 18, 2018

1. CALL TO ORDER

Deputy Mayor Mazza called the meeting to order at 7:00 p.m.

- 2. "Sunshine Law" Announcement-** Adequate notice of this public meeting has been provided by Annual Notice; published in the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk's Office.

3. FLAG SALUTE**4. ROLL CALL**

	Present	Absent
Mr. Severino		X
Mr. Hirt	X	
Mr. Sroka		X
Mr. Neary	X	
Mr. Mazza	X	

Also present J.P. Jost, Attorney, Robert C. Clerico, P.E., Grace Brennan, CFO and Deputy Clerk Grace Kocher.

5. APPROVAL OF PRIOR MEETING MINUTES

- a. Regular Meeting Minutes of June 20, 2018.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion carried

6. VISITORS

- a. William Malenchek – 11th Annual Hot Rod Hustle - Sunday, August 12, 2018 – Mr. Malenchek gave an overview of the proposed event and asked that the Township grant approval. He said the State Police and Local Fire Company and Emergency Squad would be on duty that day. Applicant will provide a Certificate of Insurance naming the Township as additionally insured.

Motion to Approve:

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion carried

7. REPORTS RECEIVED - Acknowledged

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- a. Road Dept.- Week Ending; 6/15/18; 6/22/18; 6/29/18; 7/06/18
- b. Zoning Officer – June 2018
- c. Municipal Court – June 2018
- d. Animal Control Officer – June 2018
- e. Public Safety Coordinator – Coordinator Marc Strauss gave an overview of meetings he had with the fire companies serving Union Township. Mr. Mazza said that Bob Wisnoski, member Pattenburg Volunteer Fire Company (PVFC), had voiced a concern to him about PVFC being held to a higher standard than other fire companies. Mr. Strauss said all of the companies are held to the same standard. Mr. Mazza advised that the lines of communication be kept open so that future conflict would be avoided.
- f. Engineer's Report
 - Perryville Road/Railroad Crossing – Sent an e-mail to the Committee summarizing what a Railroad Representative proposed. Construction costs, with the exception of curbing, would be the responsibility of the Railroad.
 - Exit 12 – Provided an update on the road conditions at Exit 12 and the Pilot Travel Center directional signage.
 - Capital Improvement Ordinance - Mentioned the proposed \$350,000 Ordinance and the Roads that will be the focus of those monies. CFO Brennan said the Committee could increase the amount set forth in the Ordinance. She also said the Committee is not restricted to monies in the Capital Improvement Fund; they have the authority to issue debt for road improvements.

8. CORRESPONDENCE/WRITTEN COMMUNICATIONS - NONE**9. PUBLIC COMMENTS**

Justine Maglio Wardell, 29 State 173 East – Ms. Wardell said there was a 911 emergency at her house and the EMT could not find the house. Mr. Hirt, Union Township 911 Coordinator, will research the matter and advise the Committee of his findings.

Bryna Elder, 580 Main Street Pattenburg – Country Acres Drive/Main Street Pattenburg – Ms. Elder asked the length of Country Acres Drive, number of homes, accident reports; she said Main Street Pattenburg has had accidents and believes the Street has more traffic. Mr. Mazza noted Main Street has a drainage problem and the Road is very narrow. He indicated a plan should be devised and discussed next year.

10. PUBLIC HEARING – 2nd Reading**ORDINANCE 2018-4**

AN ORDINANCE APPROPRIATING THE SUM OF \$520,000.00 (\$185,000.00 AND \$200,000.00 FROM NJ DOT MUNICIPAL ROAD AID PROGRAM AND \$135,000.00 CURRENTLY LOCATED WITHIN THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL FUND OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, STATE OF NEW JERSEY) FOR IMPROVEMENTS TO FRONTAGE ROAD

To open Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			

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Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

To close Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary			X			
Mr. Mazza			X			

Motion Carried

To adopt

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

ORDINANCE #2018 - 5

AN ORDINANCE APPROPRIATING THE SUM OF \$90,000.00 CURRENTLY LOCATED WITHIN THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL FUND OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY FOR THE PURCHASE OF A TRACTOR/FLAIL MOWER AND A BLACKTOP CONVEYOR FOR THE DEPARTMENT OF ROADS AND FACILITIES

To open Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

To close Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt		X	X			
Mr. Sroka						X
Mr. Neary	X		X			
Mr. Mazza			X			

Motion Carried

To adopt

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Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

ORDINANCE #2018-6

AN ORDINANCE APPROPRIATING THE SUM OF \$7,000.00 CURRENTLY LOCATED WITHIN THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL FUND OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY FOR THE PURCHASE OF A NEW SERVER

To open Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

To close Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

To adopt

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

ORDINANCE 2018 - 7

AN ORDINANCE AMENDING THE PROPERTY MAINTENANCE CODE OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY REGARDING WATER RUN-OFF

To open Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X

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Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

To close Public Hearing

Voice Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

To adopt

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

11. OLD BUSINESS – None**12. NEW ORDINANCE – 1st Reading**

TOWNSHIP OF UNION
COUNTY OF HUNTERDON

NOTICE OF INTRODUCTION OF ORDINANCE

PLEASE TAKE NOTICE that the following Ordinance was adopted on first reading by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, at a meeting held on the 18th day of July 2018. The Ordinance was then ordered to be published according to law. Notice is hereby given that said Ordinance will be considered for final passage at a public hearing to be held on August 15, 2018, at 7:00 pm or as soon thereafter as the matter may be reached, at the Union Township Municipal Building, 140 Perryville Road, Jutland, N.J. at which time all interested parties will be heard.

Ella M. Ruta, Municipal Clerk

ORDINANCE #2018-8

AN ORDINANCE APPROPRIATING THE SUM OF \$380,000.00 CURRENTLY LOCATED WITHIN THE GENERAL CAPITAL FUND, CAPITAL IMPROVEMENT ACCOUNT, OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY, FOR IMPROVEMENTS KNOWN AS ROAD IMPROVEMENTS

WHEREAS, there is \$380,000.00 in Capital Improvement Fund, and

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WHEREAS, the Township Committee of the Township of Union has deemed there is a need to improve various roads, and

NOW, THEREFORE, BE IT RESOLVED AND ENACTED by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that:

SECTION 1. There is hereby appropriated from the Capital Improvement Fund, for the purpose of improving various road improvements, the sum of \$380,000.00;

SECTION 2. All Ordinances or parts of Ordinances which are inconsistent with the terms of the Ordinance be and the same are hereby repealed to the extent of their inconsistency;

SECTION 3. There is no debt incurred by this ordinance.

SECTION 4. This Ordinance shall take effect after proper passage and publication in accordance with law.

BY: _____
Matthew Severino, Mayor

First Reading: July 18, 2018
Publication/in-Full July 26, 2018
Second Reading: August 15, 2018
Publication/Title Only: August 23, 2018

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion carried

After a brief discussion, the Committee agreed that the meeting scheduled for August 1, 2018 be rescheduled for August 15, 2018.

Mr. Hirt made a motion to reschedule the August 1, 2018 meeting to August 15, 2018. Mr. Neary seconded the motion.

VOTE: All Ayes

ORDINANCE #2018-
Amending /Revising Driveway Ordinance
Tabled

ORDINANCE #2018 -

**AN ORDINANCE PROVIDING FOR THE REGULATION AND LICENSING OF FESTIVALS AND
LARGE ASSEMBLIES IN THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY**

Tabled

BOTH OF THE ABOVE ORDINANCES WERE REFERRED TO THE PLANNING BOARD**13. NEW BUSINESS**

- a. The following Resolution was introduced for approval:

**RESOLUTION # 2018-74
OF THE GOVERNING BODY
OF THE TOWNSHIP OF UNION**

Resolution Appointing Alternate Animal Control Officer – Niki Dawson

WHEREAS, the Township of Union is in need of an Alternate Animal Control Officer to represent the Township on those occasions when a conflict of interest arises with the regular Township Animal Control Officer, or when the regular Township Animal Control Officer is otherwise unavailable;

WHEREAS, Niki Dawson is certified as an Animal Control Officer by the State of New Jersey and is experienced and otherwise qualified for said position, and good cause appearing;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Union, that Niki Dawson is hereby appointed as Alternate Township Animal Control Officer of the Township of Union for the year 2018, to represent the Township if and when a conflict arises with the regular Animal Control Officer, or when the Animal Control Officer is otherwise unavailable; and

BE IT FURTHER RESOLVED, that Niki Dawson is hereby appointed to represent the Township in the matter of proceedings involving dogs belonging to Tammy Prostek, 411 Bellwood Avenue, Asbury, NJ 08802, in the Union Township Municipal Court.

BE IT FURTHER RESOLVED, that the Alternate Township Animal Control Officer shall be compensated on an hourly basis in accordance with the current Union Township Salary Resolution.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion carried

- b. **Discussion: Green Rock Quarry License** – Atty. Jost suggested that the License be extended until August 15, 2018 and asked that the motion to extend be approved

Mr. Hirt made a motion to extend the License until 8/15/18. Mr. Neary seconded the motion. Vote: All Ayes

14. REPORTS

- a. **Attorney's Report**

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- Ordinance Codification – Mr. Jost said there has been a delay in codifying Ordinances. It was decided to submit Ordinances electronically immediately after adoption. Mr. Jost will prepare a memo explaining the decision to the Committee.
- Cyber Attacks – Mr. Jost had sent an e-mail to the Committee regarding cyber-attacks on municipal governments. Mrs. Brennan said there are training sessions available for public employees.
- Derelict Property Enforcement – Mentioned that the Township does not have a Code Enforcement Officer. Mr. Jost asked that the position be placed on the August 15, 2018 agenda for discussion.
- Special Events and Driveway Ordinances – Asked that the draft Ordinances be discussed by the Planning Board at their July 26, 2018 meeting.

b. Committee Report

Mr. Mazza reported the following:

- Meeting Room Sound System – Noted the system has deficiencies and should be upgraded.
- Main Street Pattenburg – Said improvements are planned for that Street.
- Cooks Cross Road Property - Complaint received from neighbor regarding unkempt property, grass not mowed, swimming pool not maintained. Atty. Jost will contact the owner of record about the matter.

Mr. Hirt reported the following:

- Window Replacement – Said the broken window in the Planning Board/Deputy Clerk's office had been replaced.
- Vacant House on Route 614 – A neighbor complained about the unkempt property. He said the property was mowed and the Hunterdon County Mosquito Commission sprayed the pond area.
- Dirt Pile at Exit 12 – Spoke with William Lee at Foster Wheeler regarding the issue.

c. Mayor's Report – not present**15. PUBLIC COMMENT – None****16. PAYMENTS OF BILLS**

The approved list of bills and all claims against the Township of Union as appearing in the Claims Register of this date paid and that all checks listed hereinafter issued in payment thereof.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

17. EXECUTIVE SESSION - Action may be taken following Executive Session

The following Resolution was introduced for adoption:

RESOLUTION #2018-75

Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

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WHEREAS, the Township Committee of the Township of Union is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et. seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. _____ Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
2. _____Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
3. _____Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program , including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
4. _____Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
5. _____Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
6. ____ Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigation of possible violations of the law.
7. X Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
8. ____ Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

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9. _____ Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in public session on July 18, 2018, at 8:45 p.m. in the Union Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt	X		X			
Mr. Sroka						X
Mr. Neary		X	X			
Mr. Mazza			X			

Motion Carried

The Committee returned to regular meeting session at 9:13 p.m.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino						X
Mr. Hirt		X	X			
Mr. Sroka						X
Mr. Neary	X		X			
Mr. Mazza			X			

Motion Carried

18. ADJOURNMENT

There being no further business to come before the Township Committee at this time Mr. Neary made a motion to adjourn the meeting at 9:15 p.m. Mr. Hirt seconded the motion. Motion carried by unanimous favorable roll call vote.

Transcribed by: Grace A. Kocher, Deputy Clerk

Matt Severino, Mayor